

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In re:	:	Chapter 11
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AVIANCA HOLDINGS S.A., <i>et al.</i> , <sup>1</sup>	:	Case No. 20-11133 (MG)
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Debtors.	:	(Jointly Administered)
	:	
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**ORDER GRANTING THE DEBTORS' FOURTH OMNIBUS  
OBJECTION TO PROOFS OF CLAIM (SUPERSEDED AND DUPLICATE CLAIMS)**

Upon the *Debtors' Fourth Omnibus Objection to Proofs of Claim (Superseded and Duplicate Claims)* (the "Fourth Omnibus Claims Objection"),<sup>2</sup> whereby the Debtors have requested, in accordance with sections 105 and 502 of the Bankruptcy Code, Bankruptcy Rule 3007, and the *Order Pursuant to 11 U.S.C. § 105(a) and Fed. R. Bankr. P. 3007 (I) Establishing Claims Objection and Notice Procedures and (II) Granting Related Relief* [Docket No. 1179], entry of an order disallowing and expunging the claims identified on the Schedules hereto; and it appearing that the relief requested is in the best interests of the Debtors' estates, their creditors and other parties in interest; and the Court having jurisdiction to consider the Fourth Omnibus Claims

<sup>1</sup> The Debtors in these chapter 11 cases, and each Debtor's federal tax identification number (to the extent applicable), are as follows: Avianca Holdings S.A. (N/A); Aero Transporte de Carga Unión, S.A. de C.V. (N/A); Aeroinversiones de Honduras, S.A. (N/A); Aerovías del Continente Americano S.A. Avianca (N/A); Airlease Holdings One Ltd. (N/A); America Central (Canada) Corp. (00-1071563); America Central Corp. (65-0444665); AV International Holdco S.A. (N/A); AV International Holdings S.A. (N/A); AV International Investments S.A. (N/A); AV International Ventures S.A. (N/A); AV Investments One Colombia S.A.S. (N/A); AV Investments Two Colombia S.A.S. (N/A); AV Taca International Holdco S.A. (N/A); Avianca Costa Rica S.A. (N/A); Avianca Leasing, LLC (47-2628716); Avianca, Inc. (13-1868573); Avianca-Ecuador S.A. (N/A); Aviaservicios, S.A. (N/A); Aviateca, S.A. (N/A); Avifreight Holding Mexico, S.A.P.I. de C.V. (N/A); C.R. Int'l Enterprises, Inc. (59-2240957); Grupo Taca Holdings Limited (N/A); International Trade Marks Agency Inc. (N/A); Inversiones del Caribe, S.A. (N/A); Isleña de Inversiones, S.A. de C.V. (N/A); Latin Airways Corp. (N/A); Latin Logistics, LLC (41-2187926); Nicaragüense de Aviación, Sociedad Anónima (Nica, S.A.) (N/A); Regional Express Américas S.A.S. (N/A); Ronair N.V. (N/A); Servicio Terrestre, Aéreo y Rampa S.A. (N/A); Servicios Aeroportuarios Integrados SAI S.A.S. (92-4006439); Taca de Honduras, S.A. de C.V. (N/A); Taca de México, S.A. (N/A); Taca International Airlines S.A. (N/A); Taca S.A. (N/A); Tampa Cargo S.A.S. (N/A); Technical and Training Services, S.A. de C.V. (N/A); AV Loyalty Bermuda Ltd. (N/A); Aviacorp Enterprises S.A. (N/A). The Debtors' principal offices are located at Avenida Calle 26 # 59 – 15 Bogotá, Colombia.

<sup>2</sup> Capitalized terms not otherwise defined herein are shall be given the meanings ascribed to them in the Fourth Omnibus Claims Objection.

Objection and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and consideration of the Fourth Omnibus Claims Objection and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and notice of the Fourth Omnibus Claims Objection having been adequate and appropriate under the circumstances; and after due deliberation and sufficient cause appearing therefor, **IT IS HEREBY ORDERED THAT:**

1. The Fourth Omnibus Claims Objection is granted as set forth herein.
2. Each Superseded Claim identified in **Schedule 1** attached hereto and each Duplicate Claim identified in **Schedule 2** attached hereto is disallowed in its entirety for all purposes in these bankruptcy cases and shall be automatically expunged from the claims register maintained in these cases.
3. The Debtors and their claims agent are authorized to take all actions necessary to effectuate the relief granted in this Order, including updating the claims register to reflect to relief granted herein.
4. Any response to the Fourth Omnibus Claims Objection not otherwise withdrawn, resolved, or adjourned is hereby overruled on its merits.
5. Except as provided in this Order, nothing in this Order shall be deemed (a) an admission or finding as to the validity of any claim against a Debtor, (b) a waiver of the right of the Debtors to dispute any claim against any Debtor on any grounds whatsoever, at a later date, (c) a promise by or requirement on any Debtor to pay any claim, or (d) a waiver of the rights of the Debtors under the Bankruptcy Code or any other applicable law.
6. This Court retains exclusive jurisdiction with respect to all matters arising from or

related to the implementation of this Order.

**IT IS SO ORDERED.**

Dated: July 15, 2021  
New York, New York

/s/ Martin Glenn  
MARTIN GLENN  
United States Bankruptcy Judge

**Schedule 1 to Order**

**Superseded Claims**

SUPERSEDED CLAIMS <sup>1</sup>				
Claimant's Name	Proof(s) of claim to be disallowed	Asserted Amount of Claim	Surviving proof of claim	Name of Debtor against which surviving proof of claim is asserted
Airbus SAS	1138	\$1,692,713.33 <sup>2</sup>	3805	Avianca, Inc.
Airbus SAS	1152	\$1,662,727.00 <sup>2</sup>	3804	Avianca Holdings S.A.
Centro Farmaceutico de la Fuerza Armada	1158	Unliquidated <sup>2</sup>	3725	Aerovias del Continente Americano S.A. Avianca
Centro Farmaceutico de la Fuerza Armada	1159	\$1,714,189.67	3722, 3726	Avianca Holdings S.A.
CIT Aerospace International, as Lessor for MSN 3467	2344	\$13,177,404.97 <sup>2</sup>	3795	Avianca Holdings S.A.
CIT Aerospace International, as Lessor for MSN 3467	2345	\$13,177,404.97 <sup>2</sup>	3796	Aerovias del Continente Americano S.A. Avianca
CIT Aerospace International, as Lessor for MSN 3467	2538	\$13,177,404.97 <sup>2</sup>	3794	Avianca-Ecuador S.A
CIT Aerospace International, as Lessor for MSN 3518	2542	\$4,094,820.37 <sup>2</sup>	3792	Avianca Holdings S.A.
CIT Aerospace International, as Lessor for MSN 3518	2549	\$4,094,820.37 <sup>2</sup>	3793	Aerovias del Continente Americano S.A. Avianca
CIT Aerospace International, as Lessor for MSN 3518	2558	\$4,094,820.37 <sup>2</sup>	3797	Avianca-Ecuador S.A

<sup>1</sup> See Fourth Omnibus Claims Objection at ¶ 12.

<sup>2</sup> Indicates claim contains unliquidated and/or undetermined amounts.

SUPERSEDED CLAIMS <sup>1</sup>				
Claimant's Name	Proof(s) of claim to be disallowed	Asserted Amount of Claim	Surviving proof of claim	Name of Debtor against which surviving proof of claim is asserted
Citibank N.A., London Branch, as Security Trustee	3100	\$21,893,255.93 <sup>2</sup>	3128	Grupo Taca Holdings Limited
Diplomat Wyndham Bogota	149	\$66,764.99 <sup>3</sup>	150, 151	Aerovias del Continente Americano S.A. Avianca
Diplomat Wyndham Bogota	154	\$10,829.00 <sup>3</sup>	155	Tampa Cargo S.A.S.
Donnelley Financial, LLC	3821	\$762.50	3822	Avianca Holdings S.A.
Export-Import Bank of the United States	2560	\$26,573,336.00 <sup>2</sup>	3819	Aerovias del Continente Americano S.A. Avianca
State of Florida - Department of Revenue	273	\$120.00	494	Tampa Cargo S.A.S.
State of Florida - Department of Revenue	494	\$224.78	3743	Tampa Cargo S.A.S.
STS ENGINEERING SOLUTIONS LLC	768	\$11,243.50	851, 854	Avianca Holdings S.A.

<sup>1</sup> See Fourth Omnibus Claims Objection at ¶ 12.

<sup>2</sup> Indicates claim contains unliquidated and/or undetermined amounts.

<sup>3</sup> Indicates the claim was converted to USD using the exchange rate as of market open on May 11, 2020. Claim may contain unliquidated and/or undetermined amounts.



**Schedule 2 to Order**

**Duplicate Claims**



DUPLICATE CLAIMS <sup>1</sup>				
Claimant's Name	Proof(s) of claim to be disallowed	Asserted Amount of Claim	Surviving proof of claim	Name of Debtor against which surviving proof of claim is asserted
Centro Farmaceutico de la Fuerza Armada	3722	\$1,714,189.67	3726	Avianca Holdings S.A.
Sodexo S.A.S.	3760	\$1,174.73	3763	Regional Express Americas S.A.S.
Spherea Test and Services	1220	\$80,685.00	2248	Avianca Holdings S.A.
Topcast Aviation USA Inc	279	\$51,966.00	283	Avianca, Inc.

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<sup>1</sup> See Fourth Omnibus Claims Objection at ¶ 13.